

C B #7  
C BurtIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Roland Kreutzer  
Title: METHOD AND MEDICAMENT FOR INHIBITING THE  
EXPRESSION OF A DEFINED GENE  
Serial No.: 09/889,802  
Filed: July 20, 2001  
Docket: 33796

AMENDMENT AND RESPONSE TO  
NOTIFICATION OF DEFECTIVE RESPONSE

Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Sir:

In response to the Notification of Defective Response dated October 10, 2001, (copy enclosed) applicant encloses herewith a floppy disk containing the required computer readable form (in English) for the sequence listing. A printed paper copy of the sequence listing in English is also enclosed.

The sequence listing information recorded in computer readable form and contained in the written sequence listing are identical to one another, and to those previously filed in the instant application.

The accompanying paper copy and computer readable form of the sequence listing contain no new matter.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box PCT Washington, DC 20231 on the date indicated below.

Steven J. Solomon

Name of Agent for Applicant(s)

November 2, 2001

Date



Signature of Agent

Please cancel pages 1-4 of the sequence listing currently pending in the application, and insert accompanying pages 1-3 of the sequence listing therefor.

During a telephone conversation with Charitta Burt of U.S. Patent and Trademark Office on October 25, 2001, Ms. Burt indicated that the declaration previously submitted was acceptable.

Applicant hereby petitions and requests for an extension of time, if any is needed, in order to make this filing timely.

If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 33796.

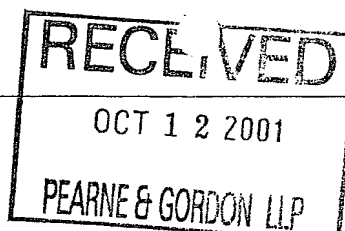
Respectfully submitted,


PEARNE & GORDON LLP

By:   
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(216) 579-1700

Date: November 2, 2001



 <small>Commissioner For Patents, Post PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov</small>		
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.

09/889,802

Roland Kreutzer

33796

INTERNATIONAL APPLICATION NO.

PCT/DE00/00244

I.A. FILING DATE

PRIORITY DATE

01/29/2000

01/30/1999

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Cleveland, OH 44114-1484

CONFIRMATION NO. 8835

371 FORMALITIES LETTER



\*OC00000006846567\*

Date Mailed: 10/10/2001

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Indication of Small Entity Status
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

- Please see the raw Sequence Listing Error Report
- APPLICANT MUST PROVIDE:
  - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended up to a maximum of six months.**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/889,802	PCT/DE00/00244	33796